

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF PENNSYLVANIA

TARA L. LONG and TODD J. LONG,)	
Administrators of the Estate of TAMMY)	
E. LONG, Deceased,)	
)	
Plaintiffs,)	
)	Civil Action No. 15-cv-01447
vs.)	
)	
ARMSTRONG COUNTY, d/b/a)	
ARMSTRONG COUNTY JAIL, and)	
DAVID HOGUE,)	
)	ORAL ARGUMENT REQUESTED/
Defendants.)	JURY TRIAL DEMANDED

PLAINTIFF’S RESPONSE TO DEFENDANT’S ADDITIONAL AUTHORITY

AND NOW COME Plaintiffs, Tara L. Long and Todd J. Long, as Administrators of the Estate of Tammy E. Long, deceased, by and through their counsel, George M. Kontos, Esquire, Katie A. Killion, Esquire, Claire McGee, Esquire, and Kontos Mengine Law Group, and file the following Response to Defendant’s Additional Authority, as follows:

The case cited by counsel, *Kruger v. Nebraska*, No. 15-1427, 2016 WL 1376343 (8th Cir. 2016) is factually dissimilar and distinguishable from this case -- which the Court heard extensive argument on some two months ago.

Kruger involved the early release of a prisoner (akin to the multiple “parolee cases” which plaintiff has distinguished both in her brief, and at oral argument). Such cases involve, as did *Kruger*, lengthy lapses of time (in *Kruger* over three weeks), between the release of the parolee and the crime, as well as a nebulous and non-defined geographic relationship between the victim, and the released prisoner.

Accordingly, Plaintiff renews her request that this Court deny the Defendant's motion.

Respectfully submitted,

By: /s/ George M. Kontos
George M. Kontos, Esquire
gkontos@kontosmengine.com

By: /s/ Katie A. Killion
Katie A. Killion, Esquire
killion@kontosmengine.com

By: /s/ Claire McGee
Claire McGee, Esquire
cmcghee@kontosmengine.com

KONTOS MENGINE LAW GROUP
603 Stanwix Street
Two Gateway Center, Suite 1228
Pittsburgh, PA 15219
Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

We, George M. Kontos, Esquire, Claire McGee, Esquire and Katie A. Killion, Esquire, hereby certify that a true and correct copy of the foregoing Response to Defendant's Additional Authority was filed on April 21, 2016 with the Clerk of Court using the CM/ECF system and thereby becoming immediately available to the following:

THE MACMAIN LAW GROUP, LLC
David J. MacMain
101 Lindenwood Drive, Suite 160
Malvern, PA 19355
*Attorney for the Defendants, Armstrong County d/b/a
Armstrong County Jail and David Hogue*

By: /s/ George M. Kontos
George M. Kontos, Esquire
gkontos@kontosmengine.com

By: /s/ Katie A. Killion
Katie A. Killion, Esquire
kkillion@kontosmengine.com

By: /s/ Claire McGee
Claire McGee, Esquire
cmcgee@kontosmengine.com

KONTOS MENGINE LAW GROUP
603 Stanwix Street
Two Gateway Center, Suite 1228
Pittsburgh, PA 15219
Attorneys for Plaintiff